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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	Case No. 1:20-CR-00123 DAD-BAM
	)	
<i>Plaintiff,</i>	)	<b>APPLICATION AND ORDER APPOINTING</b>
	)	<b>COUNSEL</b>
vs.	)	
	)	
EVARISTO GOMEZ,	)	
	)	
<i>Defendant,</i>	)	
	)	
	)	

Defendant, Evaristo Gomez, through the Federal Defender for the Eastern District of California, hereby requests appointment of counsel.

Mr. Gomez submits the attached Financial Affidavit as evidence of his inability to retain counsel. An Indictment was filed July 30, 2020 charging Mr. Gomez with wire fraud and conspiracy to commit wire fraud in violation of 18 U.S.C. §§ 1343 and 1349. On July 31, 2020, the U.S. Attorney's office contacted our office and advised of the pending charges and Mr. Gomez's need for counsel.

Mr. Gomez submits the attached Financial Affidavit as evidence of his inability to retain counsel. Our office has a conflict. Therefore, after reviewing the attached Financial Affidavit, it is respectfully recommended that counsel be promptly appointed.

DATED: August 4, 2020

/s/ Eric V. Kersten  
ERIC V. KERSTEN  
Assistant Federal Defender  
Branch Chief, Fresno Office

**ORDER**

Having satisfied the Court that the defendant is financially unable to retain counsel, the Court hereby appoints counsel pursuant to 18 U.S.C. § 3006A.

IT IS SO ORDERED.

Dated: August 4, 2020

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE

## FINANCIAL AFFIDAVIT

IN SUPPORT OF REQUEST FOR ATTORNEY, EXPERT OR OTHER COURT SERVICES WITHOUT PAYMENT OF FEE

IN UNITED STATES

☐ MAGISTRATE☒ DISTRICT☐ APPEALS COURT or☐ OTHER PANEL (Specify below)

IN THE CASE OF

FOR

AT

LOCATION NUMBER

United States of America v.s. Evaristo Gomez

PERSON REPRESENTED (Show your full name)

Evaristo Gomez

- 1 ☒ Defendant - Adult  
 2 ☐ Defendant - Juvenile  
 3 ☐ Appellant  
 4 ☐ Probation Violator  
 5 ☐ Parole Violator  
 6 ☐ Habeas Petitioner  
 7 ☐ 2255 Petitioner  
 8 ☐ Material Witness  
 9 ☐ Other

DOCKET NUMBERS

Magistrate

District Court

Court of Appeals

CHARGE/OFFENSE (describe if applicable &amp; check box →)

☒ Felony☐ Misdemeanor

18 U.S.C. section 1349 - Conspiracy to commit  
 18 U.S.C. section 1343 wire fraud  
 7 U.S.C. section 7024(a) and 18 U.S.C. section 2385  
 7 U.S.C. section 2024(c) and 18 U.S.C. section 2385

## ANSWERS TO QUESTIONS REGARDING ABILITY TO PAY

EMPLOYMENT

Are you now employed? ☒ Yes ☐ No ☐ Am Self-EmployedName and address of employer: Westech Systems Inc. 827 Jefferson Ave Clovis, CA 93612IF YES, how much do you  
earn per month? \$ 2,000.00IF NO, give month and year of last employment  
How much did you earn per month? \$ \_\_\_\_\_If married is your Spouse employed? ☐ Yes ☐ NoIF YES, how much does your  
Spouse earn per month? \$ \_\_\_\_\_If a minor under age 21, what is your Parents or  
Guardian's approximate monthly income? \$ \_\_\_\_\_

OTHER INCOME

Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? ☐ Yes ☒ No

RECEIVED

SOURCES

IF YES, GIVE THE AMOUNT  
RECEIVED & IDENTIFY  
THE SOURCES

\$ \_\_\_\_\_

CASH

Have you any cash on hand or money in savings or checking accounts? ☐ Yes ☒ No IF YES, state total amount \$ \_\_\_\_\_

PROPERTY

Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? ☐ Yes ☒ No

VALUE

DESCRIPTION

IF YES, GIVE THE VALUE AND \$  
DESCRIBE IT

\_\_\_\_\_

\_\_\_\_\_

DEPENDENTS

MARITAL STATUS

☒ SINGLE  
☐ MARRIED  
☐ WIDOWED  
☐ SEPARATED OR  
☐ DIVORCED

Total  
No. of  
Dependents3

List persons you actually support and your relationship to them

Evaristo Alec Gomez SON  
Deborah Jane Gomez DAUGHTER  
Adrian Rose Gomez DAUGHTER

OBLIGATIONS &amp; DEBTS

DEBTS &amp; MONTHLY BILLS

(LIST ALL CREDITORS, INCLUDING BANKS, LOAN COMPANIES, CHARGE ACCOUNTS, ETC.)

APARTMENT OR HOME:

Creditors

Total Debt

Monthly Paymt.

Rent for Apartment  
phone Bill

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ 500.00\$ 100.00

\$ \_\_\_\_\_

\$ \_\_\_\_\_

I certify under penalty of perjury that the foregoing is true and correct. Executed on (date)

7-31-20SIGNATURE OF DEFENDANT  
(OR PERSON REPRESENTED)

SEALED